

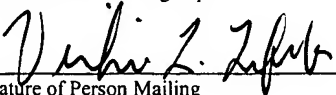
PATENT  
8064-005-DIV1  
(Formerly 07678/011103)

March 17, 2005

CERTIFICATE OF MAILING  
(37 C.F.R. § 1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to Mail Stop: Amendment, Commission for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

March 17, 2005  
Date of Deposit

Vickie L. Lefebvre  
Name of Person Mailing Paper  
  
Signature of Person Mailing

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|                              |   |                             |
|------------------------------|---|-----------------------------|
| In re Application of:        | ) | Examiner: J.E. Angell       |
|                              | ) |                             |
| J. C. Reed et al.            | ) | Group Art Unit: 1635        |
|                              | ) |                             |
| Serial No.: 10/071,174       | ) | Docket No.: 8014-014-US     |
|                              | ) |                             |
| Filed: February 7, 2002      | ) | Date Mailed: March 17, 2005 |
|                              | ) |                             |
| For: APOPTOSIS MODULATOR     | ) |                             |
| BCL-B AND METHODS FOR MAKING | ) |                             |
| AND USING SAME               | ) |                             |
|                              | ) |                             |

**STATEMENT CONCERNING REPLACEMENT SEQUENCE LISTING UNDER 37  
C.F.R § 1.821(f) AND § 1.825**

Mail Stop: Amendment  
Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

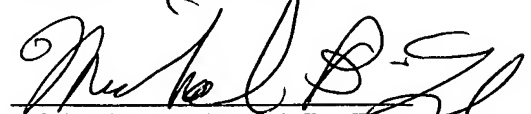
Dear Sir:

This is a statement accompanying a replacement Sequence Listing under 37 C.F.R. §§ 1.821-1.825. The sequence listing information recorded in computer readable form is identical to the written (on paper) sequence listing. This replacement Sequence Listing is being submitted to add SEQ ID NO:37 to the specification and adds

no new matter, as SEQ ID NO:37 is unambiguously identified in the specification and claims.

Date: March 17, 2005

Respectfully submitted,

  
Michael B. Farber, Ph.D., Esq.

CATALYST LAW GROUP, APC  
4220 La Jolla Village Drive, Suite 220  
San Diego, California 92122  
(858) 450-0099  
(858) 450-9834 (Fax)